



General Assembly

January Session, 2019

Amendment

LCO No. 8698



Offered by:
REP. D'AGOSTINO, 91st Dist.

To: Subst. House Bill No. 7299

File No. 498

Cal. No. 325

"AN ACT MAKING CHANGES TO DEPARTMENT OF CONSUMER PROTECTION ENFORCEMENT STATUTES."

1 Strike sections 3 and 4 in their entirety and renumber the remaining
2 sections and internal references accordingly

3 In line 166, after "418." insert "The provisions of this subsection
4 requiring the commissioner to direct the design and construction of a
5 food warehouse shall not be required for a food warehouse that was
6 registered in good standing pursuant to section 21a-160 prior to
7 October 1, 2019, provided the warehouse is in good repair so that
8 stored food is properly protected and the premises is free of pests.
9 Each bakery, food warehouse and food manufacturing establishment
10 remains subject to the provisions of chapter 418."

11 In line 190, after "bakery" insert ", food warehouse"

12 In line 210, after "annually." insert "No prior inspection by the
13 commissioner shall be necessary for a food warehouse registered
14 under section 21a-160 prior to October 1, 2019, which is required to

15 transfer its registration to a new license under the provisions of this
16 subsection."

17 In line 259, after "applicant." insert "The provisions of this
18 subsection requiring a certificate of approval from the zoning
19 commission or other local authority shall not apply to any food
20 warehouse that was registered in good standing pursuant to section
21 21a-160 prior to October 1, 2019."

22 In line 550, after "commission" insert "or department"

23 After the last section, add the following and renumber sections and
24 internal references accordingly:

25 "Sec. 501. Section 20-288 of the general statutes is repealed and the
26 following is substituted in lieu thereof (*Effective October 1, 2019*):

27 As used in this chapter:

28 (1) "Board" means the Architectural Licensing Board appointed
29 under the provisions of section 20-289, as amended by this act;

30 (2) "Architect" means a person who engages in the practice of
31 architecture; [and]

32 (3) "The practice of architecture" or "practice architecture" means
33 rendering or offering to render service by consultation, investigation,
34 evaluations, preliminary studies, plans, specifications and
35 coordination of structural factors concerning the aesthetic or structural
36 design and contract administration of building construction or any
37 other service in connection with the designing or contract
38 administration of building construction located within the boundaries
39 of this state, regardless of whether any person performing such duties
40 is performing one or all of such duties or whether such person is
41 performing them in person or as the directing head of an office or
42 organization performing them; [.] and

43 (4) "Architect Emeritus" means an honorific title granted to a

44 previously licensed architect who has retired from the active practice
45 of architecture.

46 Sec. 502. Section 20-289 of the general statutes is repealed and the
47 following is substituted in lieu thereof (*Effective October 1, 2019*):

48 There shall be an Architectural Licensing Board in the Department
49 of Consumer Protection. The board shall consist of five members. The
50 Governor shall appoint two members of the board who shall be public
51 members and three members of the board who shall be architects
52 residing in this state. The Governor shall have the power to remove
53 any member from office for misconduct, incapacity or neglect of duty.
54 Members shall not be compensated for their services but shall be
55 reimbursed for necessary expenses incurred in the performance of
56 their duties. The board shall keep a record of its proceedings and a
57 roster of all licensed architects entitled to practice architecture and of
58 all persons holding certificates of authority under sections 20-295 and
59 20-295a of the general statutes, revised to 1968, and corporations
60 holding certificates of authorization for the practice of architecture
61 under section 20-298b, as amended by this act, in this state. The [board]
62 department shall adopt regulations, in consultation with the board and
63 in accordance with chapter 54, concerning eligibility for architectural
64 licensing examinations, appeals of examination grades, reciprocal
65 licensing, requirements for continuing education for renewal of
66 licensure, qualifications for registration for Architect Emeritus and
67 such other matters as the [board] department deems necessary to carry
68 out the purposes of this chapter. The board shall, annually, prepare a
69 roster of all licensed architects and the last-known mailing address of
70 such architects. A copy of such roster shall be placed on file with the
71 Secretary of the State and with the town building department of each
72 town. The Commissioner of Consumer Protection, with advice and
73 assistance from the board, shall adopt regulations, in accordance with
74 chapter 54, (1) concerning professional ethics and conduct appropriate
75 to establish and maintain a high standard of integrity and dignity in
76 the practice of the profession, and (2) for the conduct of the board's
77 affairs and for the examination of applicants for a license. The board

78 shall, after public notice, hold at least one meeting per quarter, in each
79 calendar year, for the purpose of considering applications for licenses
80 and for the transaction of other business. Any person aggrieved by an
81 order made under this chapter may appeal from such order as
82 provided in section 4-183. Appeals under this section shall be
83 privileged in respect to the order of trial and assignment.

84 Sec. 503. Section 20-291 of the general statutes is repealed and the
85 following is substituted in lieu thereof (*Effective October 1, 2019*):

86 No person shall receive a license under the provisions of this
87 chapter until such person has passed an examination in such technical
88 and professional subjects as may be prescribed by the board, with the
89 consent of the Commissioner of Consumer Protection. Each person
90 who applies to the [board] Department of Consumer Protection for a
91 license under the provisions of this chapter [,] shall submit an
92 application, together with evidence of education and training
93 experience as prescribed by the commissioner, in consultation with the
94 board, in regulations adopted in accordance with chapter 54. The
95 board or the commissioner may accept in the case of any architect
96 currently registered or licensed in another state in lieu of the
97 examination (1) a certificate of registration issued by the National
98 Council of Architectural Registration Boards; or (2) evidence
99 satisfactory to the board or the commissioner that such architect is
100 registered in a state having registration requirements substantially
101 equal to the licensure requirements of this state and that such architect
102 has been practicing in such other state for a period of at least ten years.
103 When the applicant has passed such examination to the satisfaction of
104 a majority of the board or the commissioner and has paid to the
105 [secretary of the board] department the fees prescribed in section 20-
106 292, as amended by this act, the [Department of Consumer Protection]
107 department shall enroll the applicant's name and address in the roster
108 of licensed architects and issue a license to the applicant, which shall
109 entitle the applicant to practice as an architect in this state.

110 Sec. 504. Section 20-292 of the general statutes is repealed and the

111 following is substituted in lieu thereof (*Effective October 1, 2019*):

112 (a) Each licensed architect shall renew his or her license [each year
113 and pay] annually. Pursuant to section 20-289, as amended by this act,
114 a licensee shall pay to the department the professional services fee for
115 class F, as defined in section 33-182/ and shall submit proof of
116 completion of continuing education requirements.

117 (b) Each corporation holding a certificate of authorization for the
118 practice of architecture shall renew its certificate of authorization for
119 the practice of architecture each year and pay to the department a
120 renewal fee of two hundred twenty dollars.

121 (c) An applicant for examination or reexamination under this
122 chapter shall pay a nonrefundable fee of seventy-two dollars and an
123 amount sufficient to meet the cost of conducting each portion of the
124 examination taken by such applicant. The fee for an applicant who
125 qualifies for a license, other than by examination, in accordance with
126 the provisions of section 20-291, as amended by this act, shall be one
127 hundred dollars.

128 (d) Pursuant to section 20-289, as amended by this act, an architect
129 who is retired and not practicing any aspect of architecture and who is
130 (1) sixty-five years of age or older, or (2) has been licensed for a
131 minimum of ten years in this state, may apply for registration as an
132 Architect Emeritus. The fee for such registration shall be ten dollars.
133 An Architect Emeritus may not engage in the practice of architecture
134 without applying for and receiving an architect license.

135 Sec. 505. Section 20-294 of the general statutes is repealed and the
136 following is substituted in lieu thereof (*Effective October 1, 2019*):

137 The Commissioner of Consumer Protection or the board may
138 suspend for a definite period, not to exceed one year, or revoke any
139 license or certificate of authority issued under this chapter, after notice
140 and hearing in accordance with the regulations adopted by the
141 Commissioner of Consumer Protection, or may officially censure any

142 person holding any such license or certificate of authority and may
143 assess a civil penalty of up to one thousand dollars per violation, (1) if
144 it is shown that the license or certificate was obtained through fraud or
145 misrepresentation, (2) if the holder of the license or certificate has been
146 found guilty by the board, the commissioner or by a court of
147 competent jurisdiction of any fraud or deceit in such holder's
148 professional practice or has been convicted of a felony, (3) if the holder
149 of the license or certificate has been found guilty by the board or the
150 commissioner of gross incompetency or of negligence in the planning
151 or construction of buildings, or (4) if it is shown to the satisfaction of
152 the board or the commissioner that the holder of the license or
153 certificate has violated any provision of this chapter or any regulation
154 adopted under this chapter. Any such suspension or revocation of a
155 license or certificate by the board shall be a proposed final decision
156 and submitted to the commissioner in accordance with the provisions
157 of subsection (b) of section 21a-7. The board or the commissioner may
158 reissue any such license or certificate which has been revoked, and
159 may modify the suspension of any such license or certificate which has
160 been suspended.

161 Sec. 506. Section 20-298b of the general statutes is repealed and the
162 following is substituted in lieu thereof (*Effective October 1, 2019*):

163 (a) The practice of architecture or the offer to practice architecture in
164 this state by individual licensed architects under the corporate form or
165 by a corporation, a material part of the business of which includes
166 architecture, is permitted, provided (1) such personnel of such
167 corporation [as] act [in] on its behalf as architects [,] and its chief
168 executive officer [and the holder or holders of not less than two-thirds
169 of the voting stock thereof are] is licensed under the provisions of this
170 chapter, [and] (2) if such corporation is a professional corporation, not
171 less than two-thirds of the voting stock thereof is held by an individual
172 or individuals who are licensed under the provisions of this chapter,
173 and (3) such corporation has been issued a certificate of authorization
174 by the board. If such professional corporation has adopted an
175 employee stock ownership plan, as defined in Section 4975(e)(7) of the

176 Internal Revenue Code of 1986, or any subsequent corresponding
177 internal revenue code of the United States, as amended from time to
178 time, for purposes of meeting the two-thirds ownership requirement
179 for professional corporations, voting stock held by such employee
180 stock ownership plan shall be accepted in lieu of, or in addition to, the
181 amount of voting stock held by the licensees of such professional
182 corporation, provided not less than two-thirds of the trustees of such
183 employee stock ownership plan are licensed under the provisions of
184 this chapter. No such corporation shall be relieved of responsibility for
185 the conduct or acts of its agents, employees or officers by reason of its
186 compliance with the provisions of this section, nor shall any individual
187 practicing architecture be relieved of responsibility for architectural
188 services performed by reason of his or her employment or relationship
189 with such corporation.

190 (b) A qualifying corporation desiring a certificate of authorization
191 shall file with the board an application upon a form prescribed by the
192 board. Such application shall state (1) the name and address of such
193 corporation, (2) the city or town and the street and number where such
194 corporation is to maintain its principal office in this state, (3) the names
195 and addresses of all of its stockholders, directors and officers, (4) if
196 such corporation is a professional corporation, a statement as to
197 whether or not the holder or holders of at least two-thirds of the voting
198 stock of such corporation are persons holding a license issued by the
199 board, (5) if such corporation has adopted an employee stock
200 ownership plan, as specified in subsection (a) of this section, the names
201 and addresses of the trustees of such plan, and [(5)] (6) such other
202 information as may be required by the board. If such professional
203 corporation has adopted an employee stock ownership plan, as
204 specified in subsection (a) of this section, for purposes of meeting the
205 two-thirds ownership requirement for professional corporations,
206 voting stock held by such employee stock ownership plan shall be
207 accepted in lieu of, or in addition to, the amount of voting stock held
208 by the licensees of such professional corporation, provided not less
209 than two-thirds of the trustees of such employee stock ownership plan

210 are licensed under the provisions of this chapter. The application shall
211 be accompanied by an application fee of fifty dollars. If all
212 requirements of this chapter are met, the board shall issue to such
213 corporation a certificate of authorization within sixty days of such
214 application, provided the board may refuse to issue a certificate if any
215 facts exist which would entitle the board to suspend or revoke an
216 existing certificate. After obtaining such certificate of authorization,
217 any such corporation may practice architecture subject to the
218 regulations adopted under this chapter. All plans, specifications,
219 sketches, drawings and documents pertaining to any such services
220 rendered by the corporation shall be signed and bear the seal of a
221 Connecticut licensed architect in accordance with the provisions of
222 section 20-293 and the regulations adopted under this chapter. Each
223 certificate of authorization issued under this section shall be renewable
224 annually if all requirements of this chapter are met, provided the board
225 may refuse to renew a certificate if any facts exist which would entitle
226 the board to suspend or revoke an existing certificate. A professional
227 corporation holding a certificate of authorization under this section
228 shall report any changes in the ownership of its shares of stock, [or in]
229 the person holding the chief executive office, or the person or persons,
230 if any, holding the position of employee stock ownership plan trustee
231 to the board within thirty days after any such change.

232 (c) Any certificate of authorization issued by the board under this
233 section may be suspended, for a period not to exceed one year, or
234 revoked by the board after notice and hearing in accordance with the
235 regulations adopted by the Commissioner of Consumer Protection, if it
236 is shown that: (1) The holder of such certificate of authorization does
237 not conform to the requirements of this section; (2) the certificate was
238 obtained through fraud or misrepresentation; or (3) the chief executive
239 officer, the individual holder of any of the stock of the corporation
240 holding such certificate of authorization, [or] any licensed architect
241 employed by or acting on behalf of such corporation or any trustee of
242 an employee stock ownership plan has been censured or has had his or
243 her certificate of registration suspended or revoked by the board

244 pursuant to the provisions of section 20-294, as amended by this act.

245 (d) Each corporation holding a certificate of authorization under this
246 section shall file with the board a designation of an individual or
247 individuals licensed to practice architecture in this state who shall be
248 in charge of architectural work by such corporation in this state. Such
249 corporation shall notify the board of any change in such designation
250 within thirty days after such change becomes effective.

251 (e) Nothing in this section shall be construed to prohibit any
252 corporation in existence prior to 1933, whose charter authorizes the
253 practice of architecture, from continuing to make plans and
254 specifications and supervise construction as authorized by section 20-
255 290.

256 (f) Not less than two-thirds of the individual members of a limited
257 liability company or owners of a professional corporation that
258 practices or offers to practice architectural services in this state shall be
259 individually licensed under the provisions of this chapter and shall
260 own not less than two-thirds of the voting interests of the limited
261 liability company or not less than two-thirds of the voting stock of the
262 professional corporation, provided, in the case of a corporation that
263 practices or offers to practice architectural services that has adopted an
264 employee stock ownership plan as described in subsection (a) of this
265 section, the requirements of this subsection shall be satisfied if such
266 corporation meets the requirements of subdivision (2) of subsection (a)
267 of this section.

268 Sec. 507. Section 20-450 of the general statutes is repealed and the
269 following is substituted in lieu thereof (*Effective October 1, 2019*):

270 As used in sections 20-450 to 20-462, inclusive, as amended by this
271 act, unless the context otherwise requires:

272 (1) "Association" means (A) an association, as defined in section 47-
273 202, and an association of unit owners, as defined in section 47-68a and
274 in section 47-68 of the general statutes, revision of 1958, revised to

275 January 1, 1975, and (B) the mandatory owners organization of any
276 common interest community, as defined in section 47-202, which
277 community was not created under chapter 825 or 828 or under chapter
278 825 of the general statutes, revision of 1958, revised to January 1, 1975.
279 "Association" does not include an association of a common interest
280 community which contains only units restricted to nonresidential use;

281 (2) "Community association manager" means a [person who
282 provides association management services, and includes any partner,
283 director, officer, employee or agent of such] natural person who
284 directly provides association management services; [on behalf of such
285 person;]

286 (3) "Association management services" means services provided to
287 an association for remuneration, including one or more of the
288 following: (A) Collecting, controlling or disbursing funds of the
289 association or having the authority to do so; (B) preparing budgets or
290 other financial documents for the association; (C) assisting in the
291 conduct of or conducting association meetings; (D) advising or
292 assisting the association in obtaining insurance; (E) coordinating or
293 supervising the overall operations of the association; and (F) advising
294 the association on the overall operations of the association. Any person
295 licensed in this state under any provision of the general statutes or
296 rules of court who provides the services for which such person is
297 licensed to an association for remuneration shall not be deemed to be
298 providing association management services. Any director, officer or
299 other member of an association who provides services specified in this
300 subdivision to the association of which he or she is a member shall not
301 be deemed to be providing association management services unless
302 such director, officer or other member owns or controls more than
303 two-thirds but less than all of the votes in such association;

304 (4) "Commission" means the Connecticut Real Estate Commission
305 appointed under the provisions of section 20-311a;

306 (5) "Department" means the Department of Consumer Protection;

307 [and]

308 (6) "Person" means an individual, partnership, corporation, limited
309 liability company or other legal entity; [.] and

310 (7) "Community association manager trainee" means a natural
311 person working under the direct supervision of a community
312 association manager, for the purpose of being trained in the provision
313 of association management services.

314 Sec. 508. Section 20-451 of the general statutes is repealed and the
315 following is substituted in lieu thereof (*Effective October 1, 2019*):

316 [No] (a) Except as otherwise provided in this section, no person
317 shall (1) hold himself or herself out to be a community association
318 manager or a community association manager trainee, or (2) engage in
319 providing association management services, without first obtaining a
320 certificate of registration as provided in sections 20-450 to 20-462,
321 inclusive, as amended by this act.

322 (b) A community association manager trainee may, for a period not
323 to exceed six months, engage in association management services, so
324 long as: (1) The community association manager trainee is directly
325 supervised by, and acts under the direction of, a community
326 association manager who holds a valid certificate of registration and
327 who shall be liable for the actions or inactions of the community
328 association manager trainee; and (2) the community association
329 manager trainee has no authority to collect, control or disburse funds
330 of the association. A certificate of registration as a community
331 association manager trainee shall not be renewable.

332 (c) A community association manager may employ or contract with
333 support or administrative staff, not registered as a community
334 association manager, to engage in the following activities: (1) Answer
335 the telephone, take messages, and forward calls to the community
336 association manager; (2) update files and forms maintained by the
337 community association manager; (3) schedule and coordinate

338 meetings, teleconferences, service calls and responses to maintenance
339 and repair requests; (4) copy documents prepared by either the
340 association or the community association manager and prepare
341 mailings to the unit owners, vendors and other third parties, as
342 authorized by the association or the community association manager;
343 (5) attend meetings with and provide administrative support services
344 to the community association manager, including taking notes as
345 needed to maintain accurate records for the association; (6) assist the
346 community association manager in maintaining the association's
347 financial information and records, including, but not limited to,
348 responding to inquiries from unit owners regarding their accounts
349 with the association and drafting checks for payments approved by the
350 association or the community association manager, provided no
351 unregistered support or administrative staff may have direct access to
352 or control over association funds; and (7) implement the decisions and
353 directions of the community association manager.

354 (d) The community association manager shall directly supervise,
355 and assume liability for, work performed by any support or
356 administrative staff member whether employee or contractor, who is
357 not a registered community association manager or trainee, but who is
358 providing services to an association. The community association
359 manager shall ensure that such unlicensed person is: (1) Trained in the
360 scope of work they are legally able to undertake in such role; and (2)
361 operating in compliance with the provisions of this chapter.

362 Sec. 509. Section 20-452 of the general statutes is repealed and the
363 following is substituted in lieu thereof (*Effective October 1, 2019*):

364 (a) Any person seeking a certificate of registration as a community
365 association manager or as a community association manager trainee
366 shall apply to the department in writing, on a form provided by the
367 department. Such application shall include the applicant's name,
368 residence address, business address, business telephone number, a
369 question as to whether the applicant has been convicted of a felony in
370 any state or jurisdiction and such other information as the department

371 may require. [On and after October 1, 2012, any] Except for a
372 community association manager trainee, any person seeking an initial
373 certificate of registration shall submit to a request by the commissioner
374 for a state and national criminal history records check. No registration
375 as a community association manager shall be issued unless the
376 commissioner has received the results of such records check.

377 (b) Each application for a certificate of registration as a community
378 association manager shall be accompanied by an application fee of
379 sixty dollars and a registration fee of one hundred dollars. The
380 department shall refund the registration fee if it refuses to issue a
381 certificate of registration. The department shall not charge either an
382 application or a registration fee for a certificate of registration as a
383 community association manager trainee.

384 Sec. 510. Section 20-453 of the general statutes is repealed and the
385 following is substituted in lieu thereof (*Effective October 1, 2019*):

386 (a) Upon receipt of a completed application and the appropriate
387 fees, the department, upon authorization of the commission, shall: (1)
388 Issue and deliver to the applicant a certificate of registration; or (2)
389 refuse to issue the certificate. The commission may suspend, revoke or
390 refuse to issue or renew any certificate issued under sections 20-450 to
391 20-462, inclusive, as amended by this act, or may place a registrant on
392 probation or issue a letter of reprimand for any of the reasons stated in
393 section 20-456, as amended by this act. No application for the
394 reinstatement of a certificate which has been revoked shall be accepted
395 by the department within one year after the date of such revocation.

396 (b) Any person issued an initial certificate of registration [on or
397 after] as a community association manager prior to October 1, [2012]
398 2019, shall, not later than one year following the date of issuance of
399 such certificate, successfully complete a nationally recognized course
400 on community association management and pass the National Board
401 of Certification for Community Association Managers' Certified
402 Manager of Community Associations examination, or a similar

403 examination as may be prescribed by the Commissioner of Consumer
404 Protection in regulations adopted pursuant to subsection [(d)] (c) of
405 this section.

406 [(c) Any person who is a holder of a certificate of registration issued
407 prior to October 1, 2012, who has held such certificate for (1) less than
408 ten years shall, on or before October 1, 2014, successfully complete a
409 nationally recognized course on community association management
410 and pass the National Board of Certification for Community
411 Association Managers' Certified Manager of Community Associations
412 examination, or a similar examination as may be prescribed by the
413 Commissioner of Consumer Protection in regulations adopted
414 pursuant to subsection (d) of this section, or (2) ten years or more shall,
415 on or before October 1, 2014, successfully complete a nationally
416 recognized course on community association management.]

417 [(d)] (c) The department, with the advice and assistance of the
418 commission, shall adopt regulations, in accordance with chapter 54,
419 concerning any examination required for certification under this
420 chapter and the approval of schools, institutions or organizations
421 offering courses in current practices and laws concerning community
422 association management and the content of such courses. Such
423 regulations shall include, but not be limited to: (1) Specifications for
424 meeting the educational requirements prescribed in this section; and
425 (2) exemptions from the educational requirements for reasons of health
426 or instances of individual hardship. In adopting such regulations, the
427 department may not disapprove a school, institution or organization
428 that offers an examination or courses in current practices and laws
429 concerning community association management solely because its
430 examination or courses are offered or taught by electronic means, nor
431 may the department disapprove an examination or course solely
432 because it is offered or taught by electronic means.

433 (d) An applicant for renewal of registration as a community
434 association manager shall, in addition to the other requirements
435 imposed by the provisions of this chapter, complete sixteen hours of

436 continuing education over the course of the two-year period, retain
437 proof of completion, and, upon request, provide such proof to the
438 department. Continuing education shall consist of a course or courses,
439 offered by the Connecticut Chapter of the Community Associations
440 Institute, in community association management techniques and
441 common interest community law, or similar courses as may be
442 prescribed by the Commissioner of Consumer Protection in
443 regulations adopted pursuant to this chapter.

444 Sec. 511. Section 20-454 of the general statutes is repealed and the
445 following is substituted in lieu thereof (*Effective October 1, 2019*):

446 (a) Upon refusal to issue or renew a certificate, the department shall
447 notify the applicant of the denial and of his or her right to request a
448 hearing [within] not later than ten days [from] after the date of receipt
449 of the notice of denial.

450 (b) [In the event] If the applicant requests a hearing within such ten
451 days, the [commission] department shall give notice of the grounds for
452 its refusal to issue or renew the certificate and shall conduct a hearing
453 concerning such refusal in accordance with the provisions of chapter
454 54 concerning contested cases.

455 (c) [In the event] If the department or commission's [denial] refusal
456 of a certificate is sustained after such hearing, an applicant may make a
457 new application not less than one year after the date on which such
458 [denial] refusal was sustained.

459 Sec. 512. Section 20-456 of the general statutes is repealed and the
460 following is substituted in lieu thereof (*Effective October 1, 2019*):

461 (a) The department or commission may revoke, suspend or refuse to
462 issue or renew any certificate of registration as a community
463 association manager or community association manager trainee, place
464 [a registrant on probation] conditions upon such registrations or issue
465 a [letter] civil penalty of [reprimand] up to one thousand dollars per
466 violation for: (1) Making any material misrepresentation; (2) making

467 any false promise of a character likely to influence, persuade or induce;
468 (3) failing, within a reasonable time, to account for or remit any
469 moneys coming into his possession which belong to others; (4)
470 conviction in a court of competent jurisdiction of this or any other state
471 of forgery, embezzlement, obtaining money under false pretenses,
472 larceny, extortion, conspiracy to defraud, or other like offense or
473 offenses, provided suspension or revocation under this subdivision
474 shall be subject to the provisions of section 46a-80; (5) commingling
475 funds of others in an escrow or trustee account; (6) commingling funds
476 of different associations; (7) any act or conduct which constitutes
477 dishonest, fraudulent or improper dealings; (8) a knowing and
478 material violation of any provision of chapter 825 or 828; or (9) a
479 violation of any provision of sections 20-450 to 20-462, inclusive, as
480 amended by this act, including, but not limited to, failure to comply
481 with the educational requirements prescribed in section 20-453, as
482 amended by this act, or any regulation adopted under section 20-461.

483 (b) The department or commission shall not revoke or suspend any
484 certificate of registration except upon notice and hearing in accordance
485 with chapter 54.

486 Sec. 513. Section 20-457 of the general statutes is repealed and the
487 following is substituted in lieu thereof (*Effective October 1, 2019*):

488 (a) Each [person engaged in providing] community association
489 [management services] manager shall (1) exhibit his or her certificate
490 of registration upon request by any interested party, (2) state in any
491 advertisement the fact that he or she is registered, and (3) include his
492 or her registration number in any advertisement. In the case of a
493 business entity, the advertisement shall identify at least one principal,
494 officer or director of the entity that is a community association
495 manager and shall include the registration number of such principal,
496 officer or director.

497 (b) No person shall: (1) Present or attempt to present, as his or her
498 own, the certificate of another, (2) knowingly give false evidence of a

499 material nature to the commission or department for the purpose of
500 procuring a certificate, (3) represent himself or herself falsely as, or
501 impersonate, a registered community association manager, (4) use or
502 attempt to use a certificate which has expired or which has been
503 suspended or revoked, (5) offer to provide association management
504 services without having a current certificate of registration under
505 sections 20-450 to 20-462, inclusive, as amended by this act, (6)
506 represent in any manner that his or her registration constitutes an
507 endorsement of the quality of his or her services or of his or her
508 competency by the commission or department. In addition to any
509 other remedy provided for in sections 20-450 to 20-462, inclusive, as
510 amended by this act, any person who violates any provision of this
511 subsection shall, after an administrative hearing, be fined not more
512 than one thousand dollars, or shall be imprisoned for not more than
513 one year or be both fined and imprisoned. A violation of any of the
514 provisions of sections 20-450 to 20-462, inclusive, as amended by this
515 act, shall be deemed an unfair or deceptive trade practice under
516 subsection (a) of section 42-110b.

517 (c) Certificates issued to community association managers shall not
518 be transferable or assignable.

519 (d) All certificates issued to community association managers under
520 the provisions of sections 20-450 to 20-462, inclusive, as amended by
521 this act, shall expire annually on the thirty-first day of January. A
522 holder of a certificate of registration who seeks to renew his or her
523 certificate shall, when filing an application for renewal of the
524 certificate, submit documentation to the department which establishes
525 that he or she has passed any examination and completed any
526 educational coursework, as the case may be, required for certification
527 under this chapter. The fee for renewal of a certificate shall be two
528 hundred dollars.

529 (e) A community association manager whose certificate has expired
530 more than one month before his or her application for renewal is made
531 shall have his or her registration restored upon payment of a fee of

532 fifty dollars in addition to his or her renewal fee. Restoration of a
533 registration shall be effective upon approval of the application for
534 renewal by the commission or department.

535 (f) A certificate shall not be restored unless it is renewed not later
536 than one year after its expiration.

537 ~~[(e)]~~ (g) Failure to receive a notice of expiration or a renewal
538 application shall not exempt a community association manager from
539 the obligation to renew.

540 (h) All certificates issued to community association manager
541 trainees under the provisions of sections 20-450 to 20-462, inclusive, as
542 amended by this act, shall expire six months from the date of issuance
543 and shall not be renewable.

544 Sec. 514. Section 20-458 of the general statutes is repealed and the
545 following is substituted in lieu thereof (*Effective October 1, 2019*):

546 (a) No contract between a person contracting to provide association
547 management services and an association which provides for the
548 management of the association shall be valid or enforceable unless the
549 contract is in writing and provides that the person contracting to
550 provide association management services or, in the case of a business
551 entity, a principal, officer or director of such entity:

552 (1) [Provides that the person contracting to provide management
553 services shall] Shall be registered as provided in sections 20-450 to 20-
554 462, inclusive, as amended by this act, and shall obtain [a bond]
555 insurance as provided in section 20-460 as amended by this act; and

556 (2) [Provides that the person contracting to provide management
557 services shall] Shall not issue a check on behalf of the association or
558 transfer moneys exceeding a specified amount determined by the
559 association without the written approval of an officer designated by
560 the association; and

561 (3) [Provides that the person contracting to provide management

562 services shall] Shall not enter into any contract binding the association
563 exceeding a specified amount determined by the association, except in
564 the case of an emergency, without the written approval of an officer
565 designated by the association.

566 (b) No contract to provide association management services shall:

567 (1) Be sold or assigned to another person without the approval of a
568 majority of the executive board of the association; or

569 (2) Include any clause, covenant or agreement that indemnifies or
570 holds harmless the person contracting to provide association
571 management services from or against any liability for loss or damage
572 resulting from such person's negligence or wilful misconduct.

573 Sec. 515. Section 20-460 of the general statutes is repealed and the
574 following is substituted in lieu thereof (*Effective October 1, 2019*):

575 (a) No [person who provides] community association [management
576 services under the provisions of sections 20-450 to 20-462, inclusive,]
577 manager, nor any community association manager trainee or support
578 or administrative staff employed or engaged by such community
579 association manager shall control, collect, have access to or disburse
580 funds of an association unless [, at all times during which the person
581 controls, collects, has access to or disburses such funds,] there is in
582 effect, a commercially available insurance policy complying with the
583 provisions of this section that provides protection of such funds
584 belonging to an association from the theft by a community association
585 manager, a community association manager trainee, a community
586 association management company or its employees.

587 (b) The commercially available insurance policy referred to in
588 subsection (a) of this section shall: (1) Be written by an insurance
589 company authorized to write such policies in this state; (2) except as
590 provided in subsection (c) of this section, cover the maximum funds
591 that will be in the custody of the community association manager at
592 any time while the bond is in force, and in no event be less than the

593 sum of three months' assessments plus reserve funds; (3) name the
594 association as obligee; (4) cover the community association manager,
595 community association manager trainee and all partners, officers,
596 employees of the community association manager and may cover
597 other persons controlling, collecting, having access to or disbursing
598 association funds as well; (5) be conditioned upon the persons covered
599 by the policy truly and faithfully accounting for all funds received by
600 them, under their care, custody or control, or to which they have
601 access; (6) provide that the insurance company issuing the policy may
602 not cancel, substantially modify or refuse to renew the policy without
603 giving thirty days' prior written notice to the association and the
604 department, except in the case of a nonpayment of premiums, in which
605 case ten days' prior written notice shall be given; (7) contain such other
606 provisions as the department may, by regulation, require.

607 (c) The policy of a person who is employed full-time by and
608 provides association management services to an association of a
609 common interest community, or to a master association as defined in
610 section 47-239 exercising the powers on behalf of one or more common
611 interest communities or for the benefit of the unit owners of one or
612 more common interest communities, which community or
613 communities were established prior to July 3, 1991, and have more
614 than two thousand four hundred residential units, shall be in an
615 amount which is not less than one-half the amount specified in
616 subdivision (2) of subsection (b) of this section.

617 (d) The community association manager shall furnish to the
618 department, upon request, a certificate of each policy required under
619 this section.

620 (e) Unless otherwise provided for in a written agreement between
621 the community association manager and the association pursuant to
622 subsection (f) of this section, the cost of the policy shall be paid for by
623 the community association manager.

624 (f) If, as of October 1, 1990, any community association manager is

625 providing association management services, including the handling of
626 funds, or has entered into an agreement to provide association
627 management services including the handling of funds, and has no
628 written agreement, concerning which party shall pay the cost of policy,
629 the cost of the policy shall be paid for in accordance with the
630 declaration and bylaws of the association, and if the declaration and
631 bylaws contain no such provision, the cost of the policy shall be paid
632 one-half by the community association manager and one-half by the
633 association unless the parties otherwise agree in writing.

634 (g) A separate policy shall be furnished for each association for
635 which a community association manager provides association
636 management services, including the handling of funds.

637 (h) An insurance policy obtained and maintained by an association
638 under section 47-255, which affords the coverages required in this
639 section, shall be deemed compliant with this section.

640 Sec. 516. Section 20-633b of the general statutes is repealed and the
641 following is substituted in lieu thereof (*Effective January 1, 2020*):

642 (a) As used in this section:

643 (1) "Medical order" means a written, oral or electronic order by a
644 prescribing practitioner, as defined in section 20-14c, for a drug to be
645 dispensed by a pharmacy for administration to a patient;

646 (2) "Sterile compounding pharmacy" means a pharmacy, as defined
647 in section 20-571, a nonresident pharmacy registered pursuant to
648 section 20-627, that dispenses or compounds sterile pharmaceuticals;
649 [and]

650 (3) "Sterile pharmaceutical" means any dosage form of a drug,
651 including, but not limited to, parenterals, injectables, surgical irrigants
652 and ophthalmics devoid of viable microorganisms; [.] and

653 (4) "USP chapters" means chapters 797, 800 and 825 of the United
654 States Pharmacopeia that pertain to compounding sterile

655 pharmaceuticals and their referenced companion documents, as
656 amended from time to time.

657 (b) (1) If an applicant for a new pharmacy license pursuant to
658 section 20-594, as amended by this act, intends to compound sterile
659 pharmaceuticals, the applicant shall file an addendum to its pharmacy
660 license application to include sterile pharmaceutical compounding.
661 The Department of Consumer Protection shall inspect the proposed
662 pharmacy premises of the applicant and the applicant shall not
663 compound sterile pharmaceuticals until it receives notice that the
664 addendum application has been approved by the department and the
665 Commission of Pharmacy.

666 (2) If an existing pharmacy licensed pursuant to section 20-594, as
667 amended by this act, intends to compound sterile pharmaceuticals for
668 the first time on or after July 1, 2014, such pharmacy shall file an
669 addendum application to its application on file with the department to
670 include sterile pharmaceutical compounding. The Department of
671 Consumer Protection shall inspect the pharmacy premises and the
672 pharmacy shall not compound sterile pharmaceuticals until it receives
673 notice that such addendum application has been approved by the
674 department and the Commission of Pharmacy.

675 (3) If an applicant for a nonresident pharmacy registration intends
676 to compound sterile pharmaceuticals for sale or delivery in this state,
677 the applicant shall file an addendum to its application to include sterile
678 pharmaceutical compounding. The applicant shall provide the
679 department with written proof it has passed inspection by the
680 appropriate state agency in the state where such nonresident
681 pharmacy is located. Such pharmacy shall not compound sterile
682 pharmaceuticals for sale or delivery in this state until it receives notice
683 that the addendum application has been approved by the department
684 and the Commission of Pharmacy.

685 (4) If a nonresident pharmacy registered pursuant to section 20-627
686 intends to compound sterile pharmaceuticals for sale or delivery in

687 this state for the first time on or after July 1, 2014, the nonresident
688 pharmacy shall file an addendum to its application to include sterile
689 pharmaceutical compounding. The nonresident pharmacy shall
690 provide the department with written proof it has passed inspection by
691 the appropriate state agency in the state where such nonresident
692 pharmacy is located. Such pharmacy shall not compound sterile
693 pharmaceuticals until it receives notice that the addendum application
694 has been approved by the department and the Commission of
695 Pharmacy.

696 (c) A sterile compounding pharmacy shall comply with the [most
697 recent version of the United States Pharmacopeia, Pharmaceutical
698 Compounding - Sterile Preparations, as amended from time to time]
699 USP chapters. A sterile compounding pharmacy shall also comply
700 with all applicable federal and state statutes and regulations.

701 (d) An institutional pharmacy within a facility licensed pursuant to
702 section 19a-490 that compounds sterile pharmaceuticals shall comply
703 with the [most recent United States Pharmacopeia, Chapter 797,
704 Pharmaceutical Compounding - Sterile Preparations, as amended from
705 time to time] USP chapters, and shall also comply with all applicable
706 federal and state statutes and regulations. Such institutional pharmacy
707 may request from the Commissioner of Consumer Protection an
708 extension of time, not to exceed six months, to comply, for state
709 enforcement purposes, with any amendments to [Chapter 797] USP
710 chapters, for good cause shown. The commissioner may grant an
711 extension for a length of time not to exceed six months. Nothing
712 [herein] in this section shall prevent such institutional pharmacy from
713 requesting a subsequent extension of time or shall prevent the
714 commissioner from granting such extension.

715 (e) (1) A sterile compounding pharmacy may only provide patient-
716 specific sterile pharmaceuticals to patients, practitioners of medicine,
717 osteopathy, podiatry, dentistry or veterinary medicine, or to an acute
718 care or long-term care hospital or health care facility licensed by the
719 Department of Public Health.

720 (2) If a sterile compounding pharmacy provides sterile
721 pharmaceuticals without a patient-specific prescription or medical
722 order, the sterile compounding pharmacy shall also obtain a certificate
723 of registration from the Department of Consumer Protection pursuant
724 to section 21a-70 and any required federal license or registration. A
725 sterile compounding pharmacy may prepare and maintain on-site
726 inventory of sterile pharmaceuticals no greater than a thirty-day
727 supply, calculated from the completion of compounding, which thirty-
728 day period shall include the period required for third-party analytical
729 testing, to be performed in accordance with the [most recent United
730 States Pharmacopeia, Chapter 797, Pharmaceutical Compounding -
731 Sterile Preparations, as amended from time to time] USP chapters.

732 (f) (1) If a sterile compounding pharmacy plans to remodel a
733 pharmacy clean room within the sterile compounding facility, relocate
734 a pharmacy clean room within the facility or upgrade or conduct a
735 nonemergency repair to the heating, ventilation, air conditioning or
736 primary engineering controls for a pharmacy clean room within the
737 facility, the sterile compounding pharmacy shall notify the
738 Department of Consumer Protection, in writing, not later than ten days
739 prior to commencing such remodel, relocation, upgrade or repair. If a
740 sterile compounding pharmacy makes an emergency repair, the sterile
741 compounding pharmacy shall notify the department of such repair, in
742 writing, as soon as possible after such repair is commenced.

743 (2) If the [United States Pharmacopeia, Chapter 797, Pharmaceutical
744 Compounding - Sterile Preparations, as amended from time to time,
745 requires] USP chapters require sterile recertification after such
746 remodel, relocation, upgrade or repair, the sterile compounding
747 pharmacy shall provide a copy of its sterile recertification to the
748 Department of Consumer Protection not later than five days after the
749 sterile recertification approval. The recertification shall only be
750 performed by an independent licensed environmental monitoring
751 entity.

752 (g) A sterile compounding pharmacy shall report, in writing, to the

753 Department of Consumer Protection any known violation or
754 noncompliance with viable and nonviable environmental sampling
755 testing, as defined in the [most recent United States Pharmacopeia,
756 Chapter 797, Pharmaceutical Compounding - Sterile Preparations, as
757 amended from time to time] USP chapters, not later than the end of the
758 next business day after discovering such violation or noncompliance.

759 (h) (1) If a sterile compounding pharmacy initiates a recall of sterile
760 pharmaceuticals that were dispensed pursuant to a patient-specific
761 prescription or medical order, the sterile compounding pharmacy shall
762 notify each patient or patient care giver, the prescribing practitioner
763 and the Department of Consumer Protection of such recall not later
764 than twenty-four hours after such recall was initiated.

765 (2) If a sterile compounding pharmacy initiates a recall of sterile
766 pharmaceuticals that were not dispensed pursuant to a patient-specific
767 prescription or a medical order, the sterile compounding pharmacy
768 shall notify: (A) Each purchaser of such sterile pharmaceuticals, to the
769 extent such sterile compounding pharmacy possesses contact
770 information for each such purchaser, (B) the Department of Consumer
771 Protection, and (C) the federal Food and Drug Administration of such
772 recall not later than the end of the next business day after such recall
773 was initiated.

774 (i) Each sterile compounding pharmacy and each institutional
775 pharmacy within a facility licensed pursuant to section 19a-490 shall
776 prepare and maintain a policy and procedure manual. The policy and
777 procedure manual shall comply with the [most recent United States
778 Pharmacopeia, Chapter 797, Pharmaceutical Compounding - Sterile
779 Preparations, as amended from time to time] USP chapters.

780 (j) Each sterile compounding pharmacy shall report to the
781 Department of Consumer Protection any administrative or legal action
782 commenced against it by any state or federal regulatory agency or
783 accreditation entity not later than five business days after receiving
784 notice of the commencement of such action.

785 (k) Notwithstanding the provisions of subdivisions (3) and (4) of
786 subsection (b) of this section, a sterile compounding pharmacy that is a
787 nonresident pharmacy shall provide the Department of Consumer
788 Protection proof that it has passed an inspection in such nonresident
789 pharmacy's home state, based on the [most recent United States
790 Pharmacopeia, Chapter 797, Pharmaceutical Compounding - Sterile
791 Preparations compliance standards, as amended from time to time]
792 USP chapters. Such nonresident pharmacy shall submit to the
793 Department of Consumer Protection a copy of the most recent
794 inspection report with its initial nonresident pharmacy application and
795 shall submit to the department a copy of its most recent inspection
796 report every two years thereafter. If the state in which the nonresident
797 pharmacy is located does not conduct inspections based on standards
798 required in the [most recent United States Pharmacopeia, Chapter 797,
799 Pharmaceutical Compounding, as amended from time to time] USP
800 chapters, such nonresident pharmacy shall provide satisfactory proof
801 to the department that it is in compliance with the standards required
802 in the [most recent United States Pharmacopeia, Chapter 797,
803 Pharmaceutical Compounding as amended from time to time] USP
804 chapters.

805 (l) A practitioner, as specified in subdivision (1) of subsection (e) of
806 this section, a hospital or a health care facility that receives sterile
807 pharmaceuticals shall report any errors related to such dispensing or
808 any suspected adulterated sterile pharmaceuticals to the Department
809 of Consumer Protection.

810 (m) (1) For purposes of this subsection, a "designated pharmacist"
811 means a pharmacist responsible for overseeing the compounding of
812 sterile pharmaceuticals and the application of the USP chapters, as said
813 chapters pertain to sterile compounding.

814 (2) Any pharmacy licensed pursuant to section 20-594, as amended
815 by this act, or institutional pharmacy licensed pursuant to section 19a-
816 490 that provides sterile pharmaceuticals shall notify the department
817 of its designated pharmacist.

818 (3) The designated pharmacist shall be responsible for providing
819 proof he or she has completed a program approved by the
820 commissioner, that demonstrates the competence necessary for the
821 compounding of sterile pharmaceuticals, in compliance with all
822 applicable federal and state statutes and regulations.

823 (4) The designated pharmacist shall immediately notify the
824 department whenever he or she ceases such designation.

825 (5) Nothing in this section shall prevent a designated pharmacist
826 from being the pharmacy manager.

827 [(m)] (n) The Commissioner of Consumer Protection may adopt
828 regulations, in accordance with chapter 54, to implement the
829 provisions of this section.

830 Sec. 517. Section 20-594 of the general statutes is amended by adding
831 subsection (f) as follows (*Effective from passage*):

832 (NEW) (f) Each pharmacy licensed pursuant to this section shall
833 report to the department any administrative or legal action
834 commenced against it by any state or federal regulatory agency or
835 accreditation entity not later than ten business days after receiving
836 notice of the commencement of such action.

837 Sec. 518. Subsection (h) of section 21a-243 of the general statutes is
838 repealed and the following is substituted in lieu thereof (*Effective from*
839 *passage*):

840 (h) When a drug that is not a controlled substance in schedule I, II,
841 III, IV or V, as designated in the Connecticut controlled substance
842 scheduling regulations, is designated to be a controlled substance
843 under the federal Controlled Substances Act, such drug shall be
844 considered to be controlled at the state level in the same numerical
845 schedule [for a period of two hundred forty days] from the effective
846 date of the federal classification. Nothing in this section shall prevent
847 the Commissioner of Consumer Protection from designating a

848 controlled substance differently in the Connecticut controlled
849 substance scheduling regulations than such controlled substance is
850 designated in the federal Controlled Substances Act, as amended from
851 time to time.

852 Sec. 519. Subsection (e) of section 21a-243 of the general statutes is
853 repealed and the following is substituted in lieu thereof (*Effective from*
854 *passage*):

855 (e) Notwithstanding the provisions of subsections (a) to (d),
856 inclusive, of this section, not later than January 1, 2013, the
857 Commissioner of Consumer Protection shall submit amendments to
858 sections 21a-243-7 and 21a-243-8 of the regulations of Connecticut state
859 agencies to the standing legislative regulation review committee to
860 reclassify marijuana as a controlled substance in schedule II under the
861 Connecticut controlled substance scheduling regulations, except that
862 for any marijuana product that has been approved by the federal Food
863 and Drug Administration or successor agency to have a medical use
864 and that is reclassified in any schedule of controlled substances or
865 unscheduled by the federal Drug Enforcement Administration or
866 successor agency, the commissioner shall adopt the schedule
867 designated by the Drug Enforcement Administration or successor
868 agency.

869 Sec. 520. Subdivision (4) of section 20-500 of the general statutes is
870 repealed and the following is substituted in lieu thereof (*Effective from*
871 *passage*):

872 (4) "Appraisal management services" means any of the following:

873 (A) The administration of an appraiser panel;

874 (B) The recruitment of certified appraisers to be part of an appraiser
875 panel, including, but not limited to, the negotiation of fees to be paid
876 to, and services to be provided by, such appraisers for their
877 participation on such panel; or

878 (C) The receipt of an appraisal request or order or an appraisal
879 review request or order and the delivery of such request or order to an
880 appraiser panel.

881 Sec. 521. Subsection (a) of section 20-529b of the general statutes is
882 repealed and the following is substituted in lieu thereof (*Effective from*
883 *passage*):

884 (a) No appraisal management company applying for a certificate of
885 registration shall:

886 (1) Be [more than ten per cent] owned by any person who has had
887 an appraiser license or certificate denied, refused to be renewed,
888 suspended or revoked in any state;

889 (2) Be owned by any partnership, association, limited liability
890 company or corporation that is more than ten per cent owned by any
891 person who has had an appraiser license or certificate denied, refused
892 to be renewed, suspended or revoked in any state;

893 (3) Employ any person to perform job functions related to the
894 ordering, preparation, performance or review of appraisals who has
895 had an appraiser license or certificate denied, refused to be renewed,
896 suspended or revoked; or

897 (4) Enter into any contract, agreement or other business
898 arrangement, written or oral, for the procurement of appraisal services
899 in this state, with (A) any person who has had an appraiser license or
900 certificate denied, refused to be renewed, suspended or revoked, or (B)
901 any partnership, association, limited liability company or corporation
902 that employs or has entered into any contract, agreement or other
903 business arrangement, whether oral, written or any other form, with
904 any person who has had an appraiser license or certificate denied,
905 refused to be renewed, suspended or revoked.

906 Sec. 522. Subsection (a) of section 20-529c of the general statutes is
907 repealed and the following is substituted in lieu thereof (*Effective from*

908 *passage*):

909 (a) [Except within the first thirty days after] After an appraiser is
910 initially added to an appraiser panel of an appraisal management
911 company, such company shall not remove an appraiser from its
912 appraiser panel or otherwise refuse to assign requests or orders for
913 appraisals without:

914 (1) Notifying the appraiser in writing of the reasons why the
915 appraiser is being removed;

916 (2) If the appraiser is being removed for alleged illegal conduct,
917 violation of the USPAP or violation of state licensing standards,
918 notifying the appraiser in writing of the nature of the alleged conduct
919 or violation; and

920 (3) Providing the appraiser with an opportunity to respond to such
921 notice.

922 Sec. 523. Section 20-323 of the general statutes is repealed and the
923 following is substituted in lieu thereof (*Effective from passage*):

924 Any licensee under this chapter who is convicted of a violation of
925 any of the offenses enumerated in subdivision (8) of section 20-320
926 [shall] may incur a forfeiture of his or her license and all moneys that
927 may have been paid for such license. The clerk of any court in which
928 such conviction has been rendered shall forward to the commission
929 without charge a certified copy of such conviction. The [commission,
930 upon the receipt of a copy of the judgment of conviction, shall, not
931 later than ten days after such receipt, notify the licensee, in writing, of
932 the revocation of his license] commissioner may revoke such licensee's
933 license after proceedings as provided in section 20-321. Such notice
934 shall be conclusive of the revocation of such license. Application for
935 reinstatement of such license shall be subject to the provisions of
936 section 46a-80.

937 Sec. 524. Section 21a-190d of the general statutes is repealed and the

938 following is substituted in lieu thereof (*Effective from passage*):

939 The following charitable organizations that engage in solicitation
940 shall not be subject to the provisions of sections 21a-190b and 21a-190c,
941 provided each such organization, prior to conducting any solicitation
942 or prior to having any solicitation conducted on behalf of others, shall
943 submit such information as the department may require to substantiate
944 an exemption under this section in a form prescribed by the
945 commissioner:

946 (1) Any duly organized religious corporation, institution or society;

947 (2) Any parent-teacher association or educational institution, the
948 curricula of which in whole or in part are registered or approved by
949 any state or the United States either directly or by acceptance of
950 accreditation by an accrediting body;

951 (3) Any nonprofit hospital licensed in accordance with the
952 provisions of section 19a-630 or any similar provision of the laws of
953 any other state;

954 (4) Any governmental unit or instrumentality of any state or the
955 United States;

956 (5) Any person who solicits solely for the benefit of organizations
957 described in subdivisions (1) to (4), inclusive, of this section; and

958 (6) Any charitable organization which normally receives less than
959 fifty thousand dollars in contributions annually, provided such
960 organization does not compensate any person primarily to conduct
961 solicitations.

962 Sec. 525. Subsection (b) of section 21a-4 of the general statutes is
963 repealed and the following is substituted in lieu thereof (*Effective from*
964 *passage*):

965 (b) The Commissioner of Consumer Protection may impose a fine of
966 twenty dollars on any applicant for a permit or license issued by the

967 Commissioner of Consumer Protection who issues to the
 968 commissioner a check or electronic funds transfer drawn on the
 969 account of such applicant in payment of a permit or license fee and
 970 whose check or electronic funds transfer is returned to the Department
 971 of Consumer Protection as uncollectible. In addition, the commissioner
 972 may require the applicant to pay to the department any fees charged
 973 by a financial institution to the department as a result of such returned
 974 check or electronic funds transfer.

975 Sec. 526. Subdivision (8) of section 21a-62b of the general statutes is
 976 repealed and the following is substituted in lieu thereof (*Effective from*
 977 *passage*):

978 (8) "Potentially hazardous food" means a food that requires time
 979 and temperature control for safety to limit pathogenic microorganism
 980 growth or toxin formation, which controls shall be consistent with the
 981 United States Food and Drug Administration's Food Code definition
 982 for time and temperature control for safety food, as amended from
 983 time to time, and adopted by reference by the commissioner pursuant
 984 to section 19a-36h."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2019	20-288
Sec. 502	October 1, 2019	20-289
Sec. 503	October 1, 2019	20-291
Sec. 504	October 1, 2019	20-292
Sec. 505	October 1, 2019	20-294
Sec. 506	October 1, 2019	20-298b
Sec. 507	October 1, 2019	20-450
Sec. 508	October 1, 2019	20-451
Sec. 509	October 1, 2019	20-452
Sec. 510	October 1, 2019	20-453
Sec. 511	October 1, 2019	20-454
Sec. 512	October 1, 2019	20-456
Sec. 513	October 1, 2019	20-457
Sec. 514	October 1, 2019	20-458

Sec. 515	<i>October 1, 2019</i>	20-460
Sec. 516	<i>January 1, 2020</i>	20-633b
Sec. 517	<i>from passage</i>	20-594
Sec. 518	<i>from passage</i>	21a-243(h)
Sec. 519	<i>from passage</i>	21a-243(e)
Sec. 520	<i>from passage</i>	20-500(4)
Sec. 521	<i>from passage</i>	20-529b(a)
Sec. 522	<i>from passage</i>	20-529c(a)
Sec. 523	<i>from passage</i>	20-323
Sec. 524	<i>from passage</i>	21a-190d
Sec. 525	<i>from passage</i>	21a-4(b)
Sec. 526	<i>from passage</i>	21a-62b(8)